




“[P]ursuant to 28 U.S.C. §636(b)(1)(c), written objections to the proposed findings of fact and conclusions of law and the recommendation contained in this Memorandum must be filed within fourteen days after service of [the M&R].” (Doc. No. 19, p. 4). The M&R cautioned, “[F]ailure to file timely objections will also preclude the parties from raising such objections on appeal.” Id. at 4-5 (citations omitted). No party filed an objection to any portions of the M&R, and the time for doing so has expired.

Accordingly, after a careful review of the record in this case, the Court finds no clear error on the face of the M&R. The Magistrate Judge’s findings of fact are supported by the record, and his conclusions of law are consistent with and supported by current case law. Thus, the M&R (Doc. No. 19) is hereby ACCEPTED and ADOPTED, Plaintiff’s Motion for Summary Judgment (Doc. No. 14) is hereby GRANTED, and Defendant’s Motion for Summary Judgment (Doc. No. 16) is hereby DENIED. The Commissioner’s decision is REVERSED AND REMANDED pursuant to this Order adopting the M&R. The Clerk’s Office is directed to CLOSE THE CASE.

IT IS SO ORDERED.

  
Frank D. Whitney  
United States District Judge

